



NHL-KEH-16 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

EXAMINER: Daniel W. Howell  
ART UNIT: 3722  
SERIAL NO.: 09/966,735  
FILING DATE: September 28, 2001  
INVENTORS: Ulrich KRENZER  
TITLE: TWIST DRILL FOR DRILLING, A DRILL WITH A  
CUTTING INSERT, AND A REPLACEABLE CUTTING  
INSERT FOR A TWIST DRILL

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Greensburg, Pennsylvania 15601

Mail Stop Petitions  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION**

I hold the position of legal assistant at Nils H. Ljungman & Associates. I have been working for Nils H. Ljungman & Associates for 8 years, and have been docketing the incoming mail for 3 years. My job requires me to check and record each piece of incoming mail. The information recorded about each piece of incoming mail includes the attorney docket number, the date, and a brief description of the contents of the mail. When I am not available to check the incoming mail, these duties are handled by Amy Hutchison, who has also held the position of legal assistant at Nils H. Ljungman & Associates for 8 years.

Our office has several methods of recording the incoming mail received from the U.S. Patent and Trademark Office, including a written incoming mail log, an electronic database, and a written log that is recorded on each file for each separate case. With regard to the above-cited case, none of our mail logs contained a reference to a Notice of Allowance or a Notice of Abandonment for the above-cited case. Each of these methods of recordation was thoroughly checked, and each method of recordation was consistent with the others.

In addition, in my 8 years as a Legal Assistant, to my knowledge, our office has never had any instances of a patent application becoming abandoned due to mail being lost or misfiled by our office.

The undersigned declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the applications or any patents issuing thereon.

(Signature) *Vivian W. Toohey*  
Vivian W. Toohey  
Legal Assistant  
Nils H. Ljungman & Associates

(Date) *October 15, 2004*



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(Signature) Amy L. Hutchison  
Amy L. Hutchison  
Legal Assistant  
Nils H. Ljungman & Associates  
(Date) October 13, 2004